

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION AT DAYTON**

OHIO CITIZEN ACTION,

Plaintiff,

:

Case No. 3:05-cv-263

-vs-

District Judge Walter H. Rice

Magistrate Judge Michael J. Newman

(Mediator)

:

CITY OF ENGLEWOOD,

Defendant.

:

CONDITIONAL DISMISSAL ORDER

The Court having been advised by counsel that the above matter has been settled, it is ORDERED that this action (including all claims by all parties) is hereby DISMISSED WITH PREJUDICE, provided that any of the parties may, upon good cause shown not later than **August 20, 2012**, reopen the action if settlement is not consummated. The parties may substitute a judgment entry contemplated by the settlement agreement upon approval of the Court.

This Court explicitly retains jurisdiction to enforce the settlement agreement reached by the parties, on motion or *sua sponte*.

Each party shall bear its own costs.

7-20-12

Date



Walter H. Rice
United States District Judge